## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

RIO REAL ESTATE INVESTMENT OPPORTUNITIES, LLC, a New Mexico limited liability company,

Plaintiff,

VS.

Case Number: 1:12-cv-00758-JAP-ACT

TESLA MOTORS, INC., a Delaware corporation,

Defendant.

## NOTICE TO TAKE DEPOSITION OF DIARMUID O'CONNELL

TO: Diarmuid O'Connell c/o Andrew G. Schultz Rodey, Dickason, Sloan, Akin & Robb, PA P.O. Box 1888 Albuquerque, New Mexico 87103-1888

PLEASE TAKE NOTICE that the attorneys for Plaintiff Rio Real Estate Investment Opportunities, LLC, will take the Deposition of Diarmuid O'Connell beginning at 9:00 a.m. on March 19, 2013 at the offices of Tesla Motors, Inc., 3500 Deer Creek Road, Palo Alto, CA 94304 before a certified court reporter. The Deposition so taken may be used at trial pursuant to Fed.R.Civ.Pro. 32.

LASTRAPES, SPANGLER & PACHECO, P.A.

By:

Christopher M. Pacheco LeeAnn Werbelow Attorneys for Plaintiff P. O. Box 15698

Rio Rancho, New Mexico 87174 Telephone: (505) 892-3607

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I hereby certify that a true and correct copy of the foregoing was mailed by electronic mail and United States mail to counsel of record on this 28 day of February, 2013.

Christopher M. Pacheco